

PATENT
Customer No. 22,852
Attorney Docket No. 02481.1702

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Bernward SCHÖLKENS et al.

Application No.: 09/645,556

Filed: August 25, 2000

For: PHARMACEUTICAL
FORMULATIONS AND USE
THEREOF IN THE PREVENTION OF
STROKE, DIABETES AND/OR
CONGESTIVE HEART FAILURE

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) Group Art Unit: 1617
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) Examiner: J. Kim
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) Confirmation No.: 3278
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

**SUPPLEMENTAL INFORMATION DISCLOSURE
STATEMENT UNDER 37 C.F.R. § 1.97(c)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants bring to the attention of the Examiner the documents on the attached listing. This Supplemental Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final action, Quayle action, or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement is accompanied by a fee of \$180.00 as specified by Section 1.17(p).

Copies of the listed foreign and non-patent literature documents are attached. Copies of the U.S. patent publications are not enclosed.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

The following applies to the non-English language documents:

EP 0 317 878: This document contains English language claims on pages 17-19. This document is also believed to be a counterpart of U.S. Patent No. 5,442,008, which is cited on the attached listing.

EP 0 738 510: This document is believed to be a counterpart of U.S. Patent No. 5,733,558, which is cited on the attached listing.

EP 0 158 927: This document contains English language claims on pages 6-7. This document is also believed to be a counterpart of U.S. Patent Nos. 5,403,856, 5,684,016, 5,744,496, and 5,747,504, which are cited on the attached listing.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.


Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: February 7, 2006

By: 
Steven J. Scott
Reg. No. 43,911

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Examiner Initials ¹	Cite No. ¹	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
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Note: Submission of copies of U.S. Patents and published U.S. Patent Applications is not required.

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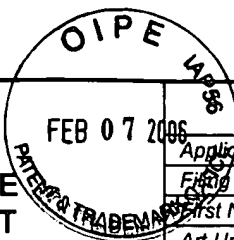
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Examiner Initials	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		EP 0 158 927 B1	23 Oct. 1985	Henning et al.		
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Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation
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Examiner
SignatureDate
Considered

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.